

Message Text

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DRAFTED BY ARA/AND/CH:RSSTEVEN:MG
APPROVED BY ARA/AND/CH:RSSTEVEN
ARA:FJMCNEIL (SUBS)
JUSTICE:EMPROPPER

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E.O. 11652: N/A

TAGS: PGOV, SHUN, CI

SUBJECT: LETELIER/MOFFITT ASSASSINATION CASE

1. FOLLOWING IS TEXT OF INDICTMENT FILED IN UNITED STATES DISTRICT COURT FOR DISTRICT OF COLOMBIA ON AUGUST 1, 1978. INDICTMENT IS PUBLIC, AND YOU MAY PROVIDE COPIES OF THIS TEXT TO GOC, PRESS OR PUBLIC AT YOUR DISCRETION.

2. QUOTE: UNITED STATES DISTRICT COURT FOR THE DISTRICT OF COLUMBIA, HOLDING A CRIMINAL TERM GRAND JURY SWORN IN ON FEBRUARY 7, 1977

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UNITED STATES OF AMERICA: CRIMINAL CASE NO.

V.

JUAN MANUEL CONTRERAS SEPULVEDA: GRAND JURY ORIGINAL
ARMANDO FERNANDEZ LARIOS: GRAND JURY ORIGINAL
GUILLERMO NOVO SAMPOL: U.S. MAG. NO. 78-0425M-02(CR)
ALVIN ROSS DIAZ: U.S. MAG. NO. 78-0425M-01(CR)

VIRGILIO PAZ ROMERO: U.S. MAG. NO. 78-0425M-04(CR)

JOSE DIONISIO SUAREZ ESQUIVEL: U.S. MAG. NO. 78-0425M-03(CR)
IGNACIO NOVO SAMPOL: U.S. MAG. NO. 78-0425M-05(CR)

VIOLATIONS: 18 U.S. CODE S1117,
S1111, S1116, S844 (I), S1623, S4, S2

(CONSPIRACY TO MURDER A FOREIGN OFFICIAL; MURDER OF A FOREIGN OFFICIAL; MURDER BY USE OF EXPLOSIVES; FALSE DECLARATIONS; MISPRISION OF A FELONY; AIDING AND ABETTING)
22 D.C. CODE S2401, S105, (FIRST DEGREE MURDER; AIDING AND ABETTING)

THE GRAND JURY CHARGES:

FIRST COUNT:

1. FROM ON OR ABOUT EARLY JULY, 1976, THE EXACT DATE BEING UNKNOWN TO THE GRAND JURY, AND CONTINUING TO ON OR ABOUT SEPTEMBER 24, 1976, WITHIN THE DISTRICT OF COLUMBIA, THE STATE OF NEW JERSEY, THE STATE OF NEW YORK, THE STATE OF MARYLAND, THE REPUBLIC OF CHILE AND ELSEWHERE, JUAN MANUEL CONTRERAS SEPULVEDA, HEREINAFTER KNOWN AS MANUEL CONTRERAS, UNCLASSIFIED

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PEDRO ESPINOZA BRAVO, HEREINAFTER KNOWN AS PEDRO ESPINOZA, ARMANDO FERNANDEZ LARIOS, HEREINAFTER KNOWN AS ARMANDO FERNANDEZ, GUILLERMO NOVO SAMPOL, HEREINAFTER KNOWN AS GUILLERMO NOVO, ALVIN ROSS DIAZ, HEREINAFTER KNOWN AS VIRGILIO PAZ, AND JOSE DIONISIO SUAREZ ESQUIVEL, HEREINAFTER KNOWN AS JOSE DIONISIO SUAREZ, DEFENDANTS AND CO-CONSPIRATORS HEREIN, AND MICHAEL TOWNLEY, NAMED HEREIN AS A CO-CONSPIRATOR BUT NOT A DEFENDANT, DID UNLAWFULLY, WILFULLY AND KNOWINGLY CONSPIRE AND AGREE TOGETHER TO KILL ORLANDO LETELIER, A FOREIGN OFFICIAL, IN VIOLATION OF 18 U.S. CODE S1116.

2(A) AT ALL TIMES DURING THE PERIOD OF THE CONSPIRACY, THE NATIONAL DIRECTORATE OF INTELLIGENCE, HEREINAFTER REFERRED TO AS DINA, WAS THE INTELLIGENCE AND SECRET POLICE AGENCY OF THE GOVERNMENT OF THE REPUBLIC OF CHILE.

(B) AT ALL TIMES DURING THE PERIOD OF THE CONSPIRACY, MANUEL CONTRERAS, AN OFFICER IN THE CHILEAN ARMY, WAS THE DIRECTOR OF DINA AND RESPONSIBLE FOR ITS OPERATIONS AND ACTIVITIES.

(C) AT ALL TIMES DURING THE PERIOD OF THE CONSPIRACY, PEDRO ESPINOZA WAS THE DIRECTOR OF OPERATIONS FOR DINA AND AN OFFICER IN THE CHILEAN ARMY.

(D) AT ALL TIMES DURING THE PERIOD OF THE CON-

SPIRACY, ARMANDO FERNANDEZ WAS AN OFFICER IN THE CHILEAN ARMY AND AN AGENT OF DINA.

(E) AT ALL TIMES DURING THE PERIOD OF THE CONSPIRACY, MICHAEL TOWNLEY WAS AN AGENT OF DINA.

(F) AT ALL TIMES DURING THE PERIOD OF THE CONSPIRACY, THE CUBAN NATIONALIST MOVEMENT, ALSO KNOWN AS CNM, CMN AND MNC, WAS A CUBAN EXILE GROUP BASED IN UNCLASSIFIED

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THE UNITED STATES.

(G) AT ALL TIMES DURING THE PERIOD OF THE CONSPIRACY, GUILLERMO NOVO, ALVIN ROSS, VIRGILIO PAZ, JOSE DIONISIO SUAREZ AND IGNACIO NOVO WERE LEADERS OF THE CUBAN NATIONALIST MOVEMENT AND MEMBERS OF ITS GOVERNING COUNCIL.

(H) AT ALL TIMES MATERIAL HERETO, ORLANDO LETELIER WAS A FORMER AMBASSADOR TO THE UNITED STATES FROM THE REPUBLIC OF CHILE.

THE OBJECT OF THE CONSPIRACY

3. THE OBJECT OF THE CONSPIRACY WAS TO ASSASSINATE ORLANDO LETELIER.

THE MEANS USED BY THE DEFENDANTS TO FURTHER THE OBJECTS OF THE CONSPIRACY

4. IT WAS A PART OF SAID CONSPIRACY THAT MEMBERS OF THE CONSPIRACY WOULD AND DID PERFORM DIFFERENT FUNCTIONS AND OPERATE AT DIFFERENT LEVELS OF RESPONSIBILITY. ALL THE PARTICIPANTS IN THE CONSPIRACY WERE AWARE THAT THE CONSPIRACY WOULD ENCOMPASS AND DEPEND UPON THE COMBINED, COORDINATED EFFORTS OF MEMBERS OF TWO ORGANIZATIONS--DINA AND THE CUBAN NATIONALIST MOVEMENT.

A. MANUEL CONTRERAS, THE DIRECTOR OF DINA, INITIATED THE ACTION WHICH BEGAN THE CONSPIRACY AND, EITHER ALONE OR WITH OTHERS UNKNOWN TO THE GRAND JURY, ORDERED THE ASSASSINATION OF ORLANDO LETELIER.

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B. PEDRO ESPINOZA, THE DIRECTOR OF OPERATIONS FOR DINA, WHO WAS RESPONSIBLE DIRECTLY TO MANUEL CONTRERAS, CONVEYED THE ORDER TO ARMANDO FERNANDEZ AND MICHAEL TOWNLEY, BOTH AGENTS OF DINA, AND INSTRUCTED THEM ON

THE OPERATIONAL DETAILS OF THE MISSION. MANUEL CONTRERAS AND PEDRO ESPINOZA USED THE RESOURCES, CONTACTS, FINANCES AND INTELLIGENCE APPARATUS OF DINA TO ARRANGE INTERNATIONAL TRAVEL, FALSE TRAVEL DOCUMENTATION, MONETARY DISBURSEMENTS AND EXPENDITURES AND INTELLIGENCE CONTACTS.

C. ARMANDO FERNANDEZ'S FUNCTION IN THE CONSPIRACY WAS TO TRAVEL TO THE UNITED STATES TO FOLLOW ORLANDO LETELIER TO DETERMINE HIS HABITS AND SCHEDULE, THE LOCATION OF HIS HOME AND OFFICE, HIS ROUTE TO WORK AND TO GIVE THIS INFORMATION TO MICHAEL TOWNLEY.

D. MICHAEL TOWNLEY'S FUNCTION IN THE CONSPIRACY WAS TO TRAVEL TO THE UNITED STATES TO OBTAIN THE SURVEILLANCE INFORMATION ON ORLANDO LETELIER FROM ARMANDO FERNANDEZ AND TO ARRANGE, TOGETHER WITH CUBAN EXILES, TO ASSASSINATE ORLANDO LETELIER.

E. GUILLERMO NOVO, JOSE DIONISIO SUAREZ, ALVIN ROSS AND VIRGILIO PAZ PERFORMED THE FUNCTIONS IN THE CONSPIRACY OF PROVIDING EXPLOSIVES, DETONATING DEVICES AND MANPOWER TO ASSIST DINA IN KILLING ORLANDO LETELIER.

5. IN PURSUANCE OF THE SAID CONSPIRACY AND TO EFFECT ITS OBJECT, TO KILL ORLANDO LETELIER, THE FOLLOWING OVERT ACTS, AMONG OTHERS, WERE COMMITTED IN THE DISTRICT OF COLUMBIA AND ELSEWHERE:

1. ON OR ABOUT JULY 17, 1976, MANUEL CONTRERAS, THE DIRECTOR OF DINA, CONTACTED THE DIRECTOR OF THE REPUBLIC OF PARAGUAY'S MILITARY INTELLIGENCE SERVICE, UNCLASSIFIED

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TO REQUEST THAT HE AUTHORIZE THE ISSUANCE OF PARAGUAYAN PASSPORTS FOR TWO DINA AGENTS TO BE USED ON AN UNSPECIFIED SECRET DINA MISSION TO THE UNITED STATES.

2. ON OR ABOUT JULY, 1976, THE EXACT DATE BEING UNKNOWN TO THE GRAND JURY, WITHIN THE REPUBLIC OF CHILE, MANUEL CONTRERAS ORDERED ARMANDO FERNANDEZ TO TRAVEL TO PARAGUAY ON AN OFFICIAL DINA MISSION TO CONTACT THE PARAGUAYAN MILITARY INTELLIGENCE SERVICE. CONTRERAS ALSO TOLD FERNANDEZ THAT IT WAS A TWO MAN MISSION, THAT FERNANDEZ WOULD BE IN CHARGE AND THAT FERNANDEZ SHOULD CONTACT PEDRO ESPINOZA, THE DIRECTOR OF OPERATIONS FOR DINA, FOR DETAILS OF THE MISSION.

3. ON OR ABOUT JULY, 1976, THE EXACT DATE BEING UNKNOWN TO THE GRAND JURY, WITHIN THE REPUBLIC OF CHILE, ARMANDO FERNANDEZ HAD A MEETING WITH PEDRO

ESPINOZA, WHO PROVIDED ARMANDO FERNANDEZ WITH A FALSE IDENTITY CARD AND ORDERED HIM TO GO TO PARAGUAY TO CONTACT THE DIRECTOR OF THE PARAGUAYAN MILITARY INTELLIGENCE SERVICE.

4. ON OR ABOUT JULY, 1976, THE EXACT DATE BEING UNKNOWN TO THE GRAND JURY, WITHIN THE REPUBLIC OF CHILE, ARMANDO FERNANDEZ TELEPHONED MICHAEL TOWNLEY TO ARRANGE A MEETING BETWEEN TOWNLEY AND PEDRO ESPINOZA.

5. ON OR ABOUT JULY, 1976, THE EXACT DATE BEING UNKNOWN TO THE GRAND JURY, WITHIN THE REPUBLIC OF CHILE, MICHAEL TOWNLEY MET WITH PEDRO ESPINOZA WHO SPOKE TO HIM ABOUT AN UNSPECIFIED MISSION OUTSIDE CHILE.

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6. ON OR ABOUT JULY, 1976, THE EXACT DATE BEING UNKNOWN TO THE GRAND JURY, WITHIN THE REPUBLIC OF CHILE, ARMANDO FERNANDEZ CONTACTED MICHAEL TOWNLEY TO ARRANGE A SECOND MEETING WITH PEDRO ESPINOZA.

7. ON OR ABOUT JULY, 1976, THE EXACT DATE BEING UNKNOWN TO THE GRAND JURY, WITHIN THE REPUBLIC OF CHILE, PEDRO ESPINOZA TOLD MICHAEL TOWNLEY THAT TOWNLEY AND FERNANDEZ WERE BEING ORDERED TO GO THE UNITED STATES ON A DINA MISSION TO ASSASSINATE ORLANDO LETELIER.

8. ON OR ABOUT JULY, 1976, THE EXACT DATE BEING UNKNOWN TO THE GRAND JURY, WITHIN THE REPUBLIC OF CHILE, ARMANDO FERNANDEZ GAVE MICHAEL TOWNLEY AN AIRLINE TICKET FROM CHILE TO THE REPUBLIC OF PARAGUAY AND A SUM OF UNITED STATES CURRENCY.

9. ON OR ABOUT JULY 20, 1976, ARMANDO FERNANDEZ AND MICHAEL TOWNLEY ARRIVED IN THE REPUBLIC OF PARAGUAY, WITH FALSE CHILEAN IDENTITIES IN THE NAMES OF ALEJANDRO RIVADENEIRA AND JUAN A. WILSON S.

10. ON OR ABOUT JULY 20, 1976, WITHIN THE REPUBLIC OF PARAGUAY, ARMANDO FERNANDEZ AND MICHAEL TOWNLEY OBTAINED SPECIAL PARAGUAYAN PASSPORTS IN THE NAMES ALEJANDRO ROMERAL AND JUAN WILLIAMS.

11. ON OR ABOUT JULY 28, 1976, ARMANDO FERNANDEZ AND MICHAEL TOWNLEY RETURNED TO CHILE WHEREUPON FERNANDEZ GAVE THE ROMERAL AND WILLIAMS PASSPORTS TO PEDRO ESPINOZA.

12. ON OR ABOUT LATE AUGUST, 1976, THE EXACT DATE BEING UNKNOWN TO THE GRAND JURY, WITHIN THE REPUBLIC

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OF CHILE, MANUEL CONTRERAS ORDERED ARMANDO FERNANDEZ TO TRAVEL TO THE UNITED STATES ON A DINA MISSION AND TOLD HIM THAT HE WOULD USE A FALSE CHILEAN PASSPORT.

13. ON OR ABOUT LATE AUGUST, 1976, THE EXACT DATE BEING UNKNOWN TO THE GRAND JURY, WITHIN THE REPUBLIC OF CHILE, PEDRO ESPINOZA SUMMONED ARMANDO FERNANDEZ TO A MEETING WHERE HE HANDED FERNANDEZ A FALSE CHILEAN PASSPORT IN THE NAME OF ARMANDO FAUNDEZ LYON AND A ROUND TRIP AIRLINE TICKET FROM SANTIAGO, CHILE TO WASHINGTON, D.C.

14. ON OR ABOUT AUGUST 26, 1976, ARMANDO FERNANDEZ, ACCOMPANIED BY ANOTHER DINA AGENT LILIANA WALKER MARTINEZ, ARRIVED IN THE UNITED STATES FROM CHILE, USING THE FALSE CHILEAN PASSPORT PROVIDED BY DINA, TO CARRY OUT SURVEILLANCE ACTIVITIES ON FORMER CHILEAN AMBASSADOR TO THE UNITED STATES, ORLANDO LETELIER.

15. ON OR ABOUT SEPTEMBER 7, 1976, WITHIN THE REPUBLIC OF CHILE, PEDRO ESPINOZA TELEPHONED MICHAEL TOWNLEY AND ORDERED HIM TO TRAVEL TO THE UNITED STATES TO CARRY OUT THE PREVIOUSLY DISCUSSED MISSION TO ASSASSINATE ORLANDO LETELIER.

16. ON OR ABOUT SEPTEMBER 9, 1976, MICHAEL TOWNLEY ENTERED THE UNITED STATES AT KENNEDY INTERNATIONAL AIRPORT, USING FALSE IDENTIFICATION PROVIDED BY DINA IN THE NAME OF HANS PETERSEN SILVA.

17. ON OR ABOUT SEPTEMBER 9, 1976, WITHIN THE STATE OF NEW YORK, ARMANDO FERNANDEZ MET MICHAEL TOWNLEY
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AT KENNEDY INTERNATIONAL AIRPORT WHERE FERNANDEZ GAVE TOWNLEY THE INFORMATION HE HAD OBTAINED FROM HIS SURVEILLANCE OF ORLANDO LETELIER.

18. ON OR ABOUT SEPTEMBER 9, 1976, ARMANDO FERNANDEZ AND LILIANA WALKER MARTINEZ TRAVELED FROM THE STATE OF NEW YORK TO THE REPUBLIC OF CHILE.

19. ON OR ABOUT SEPTEMBER 9, 1976, WITHIN THE STATE OF NEW YORK, MICHAEL TOWNLEY RENTED A CAR FROM AVIS RENT-A-CAR, USING THE NAME HANS PETERSEN.

20. ON OR ABOUT SEPTEMBER 9, 1976, WITHIN THE STATE

OF NEW JERSEY, MICHAEL TOWNLEY MET WITH VIRGILIO PAZ AND ASKED PAZ TO SET UP A MEETING WITH GUILLERMO NOVO.

21. ON OR ABOUT SEPTEMBER 10, 1976, WITHIN THE STATE OF NEW JERSEY, MICHAEL TOWNLEY MET WITH GUILLERMO NOVO AND JOSE DIONISIO SUAREZ, INFORMED THEM OF HIS ORDERS FROM DINA TO ASSASSINATE ORLANDO LETELIER AND REQUESTED THEIR ASSISTANCE IN THE MISSION.

22. ON OR ABOUT SEPTEMBER 13, 1976, WITHIN THE STATE OF NEW JERSEY, MICHAEL TOWNLEY MET AT THE CHATEAU RENAISSANCE MOTEL WITH MEMBERS OF THE CUBAN NATIONALIST MOVEMENT AND DISCUSSED WITH THEM THE ASSASSINATION OF ORLANDO LETELIER. MEMBERS OF THE CUBAN NATIONALIST MOVEMENT PRESENT AT THIS MEETING INCLUDED GUILLERMO NOVO. JOSE DIONISIO SUAREZ, VIRGILIO PAZ AND ALVIN ROSS.

23. ON OR ABOUT SEPTEMBER 15, 1976, WITHIN THE STATE OF NEW JERSEY, GUILLERMO NOVO AND JOSE DIONISIO SUAREZ GAVE VIRGILIO PAZ AND MICHAEL TOWNLEY EXPLOSIVES AND A REMOTE CONTROLLED DETONATING DEVICE TO TAKE TO THE DISTRICT UNCLASSIFIED

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OF COLUMBIA, TO BE USED IN THE ASSASSINATION OF ORLANDO LETELIER.

24. ON OR ABOUT SEPTEMBER 16, 1976, VIRGILIO PAZ AND MICHAEL TOWNLEY DROVE FROM THE STATE OF NEW JERSEY TO THE DISTRICT OF COLUMBIA IN PAZ'S CAR.

25. ON OR ABOUT SEPTEMBER 16, 1976, WITHIN THE DISTRICT OF COLUMBIA, VIRGILIO PAZ AND MICHAEL TOWNLEY CHECKED INTO A HOLIDAY INN MOTEL.

26. ON OR ABOUT SEPTEMBER 17, 1976, WITHIN THE DISTRICT OF COLUMBIA, VIRGILIO PAZ AND MICHAEL TOWNLEY PURCHASED ITEMS TO BE USED IN THE BOMB AT A SEARS, ROEBUCK AND COMPANY STORE.

27. ON OR ABOUT SEPTEMBER 18, 1976, GUILLERMO NOVO, JOSE DIONISIO SUAREZ AND ALVIN ROSS OBTAINED PARTS TO BE USED IN THE BOMB.

28. ON OR ABOUT SEPTEMBER 18, 1976, JOSE DIONISIO SUAREZ DROVE FROM THE STATE OF NEW JERSEY TO THE DISTRICT OF COLUMBIA WHERE HE JOINED VIRGILIO PAZ AND MICHAEL TOWNLEY.

29. ON OR ABOUT SEPTEMBER 18, 1976, WITHIN THE DISTRICT OF COLUMBIA, JOSE DIONISIO SUAREZ REGISTERED

AT THE BEST WESTERN ENVOY MOTEL.

30. ON OR ABOUT SEPTEMBER 18, 1976, WITHIN THE DISTRICT OF COLUMBIA, VIRGILIO PAZ, JOSE DIONISIO SUAREZ AND MICHAEL TOWNLEY BUILT A BOMB TO BE USED TO ASSASSINATE ORLANDO LETELIER.
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31. ON OR ABOUT SEPTEMBER 19, 1976, VIRGILIO PAZ, JOSE DIONISIO SUAREZ AND MICHAEL TOWNLEY DROVE IN VIRGILIO PAZ'S CAR FROM THE DISTRICT OF COLUMBIA TO ORLANDO LETELIER'S HOME IN BETHESDA, MARYLAND, WHERE MICHAEL TOWNLEY PLACED THE BOMB ON ORLANDO LETELIER'S CAR.

32. ON OR ABOUT SEPTEMBER 19, 1976, MICHAEL TOWNLEY TELEPHONED CHILE AND TOLD HIS WIFE, MARIANA INES CALLEJAS DE TOWNLEY, WHO WAS ALSO AN AGENT OF DINA, TO ADVISE DINA THAT A BOMB HAD BEEN PLACED ON ORLANDO LETELIER'S CAR, WHICH SHE DID.

33. ON OR ABOUT SEPTEMBER 19, 1976, ALVIN ROSS MET MICHAEL TOWNLEY IN NEWARK, NEW JERSEY, WHERE ROSS INQUIRED ABOUT THE MISSION AND TOWNLEY BRIEFED HIM ON IT.

34. ON OR ABOUT SEPTEMBER 19, 1976, WITHIN THE STATE OF NEW JERSEY, ALVIN ROSS DROVE MICHAEL TOWNLEY TO THE RESIDENCE OF GUILLERMO NOVO WHERE THE THREE DISCUSSED IN DETAIL WHAT HAD TRANSPIRED IN THE WASHINGTON, D.C. AREA.

35. ON OR ABOUT SEPTEMBER 19, 1976, MICHAEL TOWNLEY TELEPHONED GUILLERMO NOVO.

36. ON OR ABOUT SEPTEMBER 19, 1976, MICHAEL TOWNLEY FLEW FROM NEW YORK CITY TO MIAMI, FLORIDA.

37. ON OR ABOUT SEPTEMBER 21, 1976, WITHIN THE DISTRICT OF COLUMBIA, THE BOMB WAS DETONATED, KILLING ORLANDO LETELIER AND RONNI MOFFIT.

38. ON OR ABOUT SEPTEMBER 21, 1976, WITHIN THE STATE
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OF FLORIDA, MICHAEL TOWNLEY TELEPHONED IGNACIO NOVO, WHEREUPON NOVO TOLD HIM THAT SOMETHING HAD HAPPENED IN THE DISTRICT OF COLUMBIA.

39. ON OR ABOUT SEPTEMBER 21, 1976, WITHIN THE STATE OF

FLORIDA, MICHAEL TOWNLEY MET WITH IGNACIO NOVO AND BRIEFED HIM ABOUT THE MISSION IN THE WASHINGTON, D.C. AREA.

40. ON OR ABOUT SEPTEMBER 23, 1976, MICHAEL TOWNLEY FLEW FROM THE STATE OF FLORIDA TO THE REPUBLIC OF CHILE.

41. ON OR ABOUT SEPTEMBER 24, 1976, WITHIN THE REPUBLIC OF CHILE, MICHAEL TOWNLEY ADVISED PEDRO ESPINOZA THAT THE DINA MISSION TO ASSASSINATE ORLANDO LETELIER HAD BEEN CARRIED OUT.

(IN VIOLATION OF TITLE 18, UNITED STATES CODE, SECTION 1117).

SECOND COUNT:

ON OR ABOUT SEPTEMBER 21, 1976, WITHIN THE DISTRICT OF COLUMBIA, MANUEL CONTRERAS, PEDRO ESPINOZA, ARMANDO FERNANDEZ, GUILLERMO NOVO, ALVIN ROSS,

VIRGILIO PAZ AND JOSE DIONISIO SUAREZ UNLAWFULLY, WILFULLY AND WITH DELIBERATE AND PREMEDITATED MALICE KILLED ORLANDO LETELIER, A FOREIGN OFFICIAL.

(IN VIOLATION OF TITLE 18, U.S. CODE, SECTIONS 1111 AND 1116).

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THIRD COUNT:

ON OR ABOUT SEPTEMBER 21, 1976, WITHIN THE DISTRICT OF COLUMBIA, MANUEL CONTRERAS, PEDRO ESPINOZA, ARMANDO FERNANDEZ, GUILLERMO NOVO, ALVIN ROSS, VIRGILIO PAZ AND JOSE DIONISIO SUAREZ PURPOSELY AND WITH DELIBERATE AND PREMEDITATED MALICE KILLED ORLANDO LETELIER, BY BLOWING HIM UP WITH A BOMB.

(IN VIOLATION OF TITLE 22, D.C. CODE, SECTION 2401).

FOURTH COUNT:

ON OR ABOUT SEPTEMBER 21, 1976, WITHIN THE DISTRICT OF COLUMBIA, MANUEL CONTRERAS, PEDRO ESPINOZA, ARMANDO FERNANDEZ, GUILLERMO NOVO, ALVIN ROSS, VIRGILIO PAZ AND JOSE DIONISIO SUAREZ PURPOSELY AND WITH DELIBERATE AND PREMEDITATED MALICE KILLED RONNI MOFFITT, BY BLOWING HER UP WITH A BOMB.

(IN VIOLATION OF TITLE 22, D.C. CODE, SECTION 2401).

FIFTH COUNT:

ON OR ABOUT SEPTEMBER 21, 1976, WITHIN THE DISTRICT OF COLUMBIA, MANUEL CONTRERAS, PEDRO ESPINOZA, ARMANDO FERNANDEZ, GUILLERMO NOVO, ALVIN ROSS, VIRGILIO PAZ AND JOSE DIONISIO SUAREZ DID MALICIOUSLY DAMAGE AND DESTROY BY MEANS AND USE OF AN EXPLOSIVE, THAT IS, A REMOTE CONTROLLED BOMB, A 1975 CHEVROLET CHEVELLE MALIBU CLASSIC, THEN BEING USED IN INTERSTATE COMMERCE, IN TAKING ORLANDO LETELIER, RONNI MOFFITT AND MICHAEL MOFFITT FROM THE STATE OF MARYLAND TO THE DISTRICT OF COLUMBIA, THEREBY CAUSING DEATH TO ORLANDO LETELIER AND RONNI MOFFITT.

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(IN VIOLATION OF TITLE 18, U.S. CODE, SECTION 844 (I)).

SIXTH COUNT:

1. ON OR ABOUT OCTOBER 27, 1976, WITHIN THE DISTRICT OF COLUMBIA, GUILLERMO NOVO, WHILE TESTIFYING BEFORE A GRAND JURY OF THE UNITED STATES, DULY SWORN IN ON OCTOBER 6, 1976, IN THE UNITED STATES DISTRICT COURT FOR THE DISTRICT OF COLUMBIA, AND HAVING TAKEN AN OATH THAT HE WOULD TESTIFY TRULY, DID WILFULLY, KNOWINGLY AND CONTRARY TO SUCH OATH, MAKE FALSE MATERIAL DECLARATIONS AS HEREINAFTER SET FORTH.

2. AT THE TIME AND PLACE AFORESAID, THE GRAND JURY WAS CONDUCTING AN INVESTIGATION TO DETERMINE WHAT INDIVIDUALS, AT THAT TIME UNKNOWN TO THE GRAND JURY, HAD KILLED ORLANDO LETELIER AND RONNI MOFFITT, IN VIOLATION OF TITLE 18, UNITED STATES CODE, SECTION 1116 (MURDER OF FOREIGN OFFICIALS) AND TITLE 22, DISTRICT OF COLUMBIA CODE, SECTION 2401 (FIRST DEGREE MURDER), AND OTHER CRIMINAL STATUTES OF THE UNITED STATES.

3. IT WAS MATERIAL TO SAID INVESTIGATION TO ASCERTAIN THE NATURE AND EXTENT OF ANY KNOWLEDGE OR INFORMATION KNOWN TO GUILLERMO NOVO CONCERNING THE MURDERS, ON SEPTEMBER 21, 1976, OF ORLANDO LETELIER AND RONNI MOFFITT.

4. AT THE TIME AND PLACE ALLEGED, GUILLERMO NOVO, APPEARING AS A WITNESS UNDER OATH BEFORE SAID GRAND JURY, DID WILFULLY AND KNOWINGLY TESTIFY, STATE AND DECLARE WITH RESPECT TO THE AFORESAID MATERIAL MATTERS AS FOLLOWS:

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Q. SO YOU ACTUALLY DON'T HAVE ANY IDEA WHY MR. LETELIER WAS KILLED OTHER THAN WHAT YOU HAVE READ IN THE PAPERS?

A. CORRECT. (TRANSCRIPT, PAGE 19).

Q. DO YOU HAVE ANY DEFINITE INFORMATION, THAT IS, OTHER THAN WHAT YOU HAVE READ IN THE PAPERS ABOUT WHO TOOK PART IN THE BOMBING OF MR. LETELIER HERE IN WASHINGTON?

A. NO. (TRANSCRIPT, PAGE 26).

Q. LET ME ASK YOU THIS: PRIOR TO THE ASSASSINATION OF MR. LETELIER, HAD YOU EVER HEARD OF THE MAN?

A. NEVER. (TRANSCRIPT, PAGE 29).

5. THE UNDERSCORED PORTIONS OF THE TESTIMONY OF GUILLERMO NOVO, QUOTED IN PARAGRAPH 4, WERE MATERIAL TO SAID INVESTIGATION AND, AS HE THEN AND THERE WELL KNEW AND BELIEVED, WERE FALSE.

(IN VIOLATION OF TITLE 18 UNITED STATES CODE, SECTION 1623).

SEVENTH COUNT:

1. ON OR ABOUT OCTOBER 27, 1976, WITHIN THE DISTRICT OF COLUMBIA, GUILLERMO NOVO, WHILE TESTIFYING BEFORE A GRAND JURY OF THE UNITED STATES, DULY SWORN IN ON OCTOBER 6, 1976, IN THE UNITED STATES DISTRICT COURT FOR THE DISTRICT OF COLUMBIA, AND HAVING TAKEN AN OATH THAT HE WOULD TESTIFY TRULY, DID WILFULLY, KNOWINGLY AND CONTRARY TO SUCH OATH, MAKE FALSE UNCLASSIFIED

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MATERIAL DECLARATIONS AS HEREINAFTER SET FORTH.

2. AT THE TIME AND PLACE AFORESAID, THE GRAND JURY WAS CONDUCTING AN INVESTIGATION TO DETERMINE WHAT INDIVIDUALS, AT THAT TIME UNKNOWN TO THE GRAND JURY, HAD KILLED ORLANDO LETELIER AND RONNI MOFFITT, IN VIOLATION OF TITLE 18, UNITED STATES CODE, SECTION 1116 (MURDER OF FOREIGN OFFICIALS) AND TITLE 22, DISTRICT OF COLUMBIA CODE, SECTION 2401 (FIRST DEGREE MURDER), AND OTHER CRIMINAL STATUTES OF THE UNITED STATES.

3. IT WAS MATERIAL TO SAID INVESTIGATION TO ASCERTAIN THE NATURE AND EXTENT OF ANY KNOWLEDGE OR INFORMATION KNOWN TO GUILLERMO NOVO CONCERNING THE INTELLIGENCE

AND SECRET POLICE AGENCY OF THE GOVERNMENT OF THE
REPUBLIC OF CHILE, KNOWN AS DINA.

4. AT THE TIME AND PLACE ALLEGED, GUILLERMO NOVO,
APPEARING AS A WITNESS UNDER OATH BEFORE SAID GRAND
JURY, DID WILFULLY AND KNOWINGLY TESTIFY, STATE AND
DECLARE WITH RESPECT TO THE AFORESAID MATERIAL MATTERS
AS FOLLOWS:

Q. CAN YOU TELL US WHETHER YOU HAVE HEARD OF AN
ORGANIZATION POPULARLY KNOWN AS DINA?

A. YES, I HAVE.

Q. DO YOU PERSONALLY KNOW ANYBODY IN DINA?

A. NO. (TRANSCRIPT, PAGE 19).

Q. HAS YOUR ORGANIZATION DONE ANYTHING WHICH IS NOT
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DIRECTLY RELATED TO CUBA SUCH AS HAVING ANYTHING TO
DO WITH CHILE OR ARGENTINA?

A. NOT TO MY KNOWLEDGE. (TRANSCRIPT, PAGE 21).

Q. NOW, YOU INDICATED YOU KNEW WHAT DINA WAS BUT
DIDN'T ACTUALLY KNOW ANY MEMBERS OF DINA?

A. RIGHT.

Q. DO YOU KNOW ANYBODY, WHETHER A MEMBER OR NOT --

A. EXCUSE ME, EXCUSE ME. IF I KNOW ANY MEMBERS OF
DINA AND I DON'T KNOW THAT THEY'RE MEMBERS OF DINA,
THAT'S ANOTHER THING.

Q. CLEARLY. WHEN I ASKED THAT, I MEANT DO YOU KNOW
ANY PERSONS WHO YOU KNOW ARE MEMBERS OF DINA?

A. NO. (TRANSCRIPT, PAGE 22-23).

5. THE UNDERSCORED PORTIONS OF THE TESTIMONY OF
GUILLERMO NOVO, QUOTED IN PARAGRAPH 4, WERE MATERIAL TO
SAID INVESTIGATION AND, AS HE THEN AND THERE WELL KNEW
AND BELIEVED, WERE FALSE.

(IN VIOLATION OF TITLE 18, UNITED STATES CODE, SECTION
1623).

EIGHTH COUNT:

1. ON OR ABOUT OCTOBER 29, 1976, WITHIN THE DISTRICT OF COLUMBIA, IGNACIO NOVO, WHILE TESTIFYING BEFORE A GRAND JURY OF THE UNITED STATES, DULY SWORN IN ON OCTOBER 20, 1975, IN THE UNITED STATES DISTRICT COURT FOR THE DISTRICT OF COLUMBIA, AND HAVING TAKEN AN OATH
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THAT HE WOULD TESTIFY TRULY, DID WILFULLY, KNOWINGLY AND CONTRARY TO SUCH OATH, MAKE FALSE MATERIAL DECLARATIONS AS HEREINAFTER SET FORTH.

2. AT THE TIME AND PLACE AFORESAID, THE GRAND JURY WAS CONDUCTING AN INVESTIGATION TO DETERMINE WHAT INDIVIDUALS, AT THAT TIME UNKNOWN TO THE GRAND JURY, HAD KILLED ORLANDO LETELIER AND RONNI MOFFITT, IN VIOLATION OF TITLE 18, UNITED STATES CODE, SECTION 1116 (MURDER OF FOREIGN OFFICIALS) AND TITLE 22, DISTRICT OF COLUMBIA CODE, SECTION 2401 (FIRST DEGREE MURDER), AND OTHER CRIMINAL STATUTES OF THE UNITED STATES.

3. IT WAS MATERIAL TO SAID INVESTIGATION TO ASCERTAIN THE NATURE AND EXTENT OF ANY KNOWLEDGE OR INFORMATION KNOWN TO IGNACIO NOVO CONCERNING THE MURDER, ON SEPTEMBER 21, 1976, OF ORLANDO LETELIER AND RONNI MOFFITT.

4. AT THE TIME AND PLACE ALLEGED, IGNACIO NOVO, APPEARING AS A WITNESS UNDER OATH BEFORE SAID GRAND JURY, DID WILFULLY AND KNOWINGLY TESTIFY, STATE AND DECLARE WITH RESPECT TO THE AFORESAID MATERIAL MATTERS AS FOLLOWS:

Q. FORGETTING FOR THE MOMENT WHAT YOU'VE READ IN THE PAPER OR WHAT YOU'VE HEARD, CAN YOU TELL US YOUR PERSONAL VIEW, JUST YOUR OWN PERSONAL VIEW AS TO WHO WAS RESPONSIBLE FOR BLOWING UP THE CAR OF ORLANDO LETELIER AND WHY IF YOU HAVE SUCH A VIEW?

A. AT THE TIME THERE WAS A MEETING HERE ABOUT ECONOMIC AID TO CHILE. I THINK AS A RESULT OF
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HIS DEATH AND FROM WHAT I READ IN THE PAPERS, THE CHILEAN GOVERNMENT BEING BLAMED FOR IT, THEY DECIDED NOT TO ACCEPT ANY AMERICAN AID, ECONOMIC AID, THAT IS, FROM WHAT -- I HAVE NEVER HEARD THE NAME OF THE MAN BEFORE. IT WAS IN THE PAPERS AND THE PRESS AND THE RADIO AND TELEVISION, ET CETERA.

I'M INCLINED TO THINK THAT MAYBE THE COMMUNISTS DID IT TO CREATE PROBLEMS.

Q. WHEN YOU SAY "COMMUNISTS," WHICH COMMUNISTS?
FROM A PARTICULAR COUNTRY?

A. MAYBE CUBA, I DON'T KNOW. BUT I'M INCLINED TO
THINK IN THAT TRAIN OF THOUGHT.
(TRANSCRIPT, PAGE 14).

Q. PRIOR TO READING ABOUT WHAT HAPPENED TO HIM
(ORLANDO LETELIER) IN THE NEWSPAPERS, HAD YOU
EVER HAD ANY CONTACT WITH HIM OR ANYBODY INVOLVED
IN THE CHILEAN GOVERNMENT WHO WAS IN THE UNITED
STATES?

A. I NEVER EVEN KNOW THE NAME OF THE MAN UNTIL I
HEARD IT IN THE NEWS A COUPLE OF DAYS LATER.
(TRANSCRIPT, PAGE 18).

5. THE UNDERSCORED PORTIONS OF THE TESTIMONY OF
IGNACIO NOVO, QUOTED IN PARAGRAPH 4, WERE MATERIAL
TO SAID INVESTIGATION AND, AS HE THEN AND THERE WELL
KNEW AND BELIEVED, WERE FALSE.

(IN VIOLATION OF TITLE 18, UNITED STATES CODE, SECTION
1623).

NINTH COUNT:
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1. ON OR ABOUT OCTOBER 29, 1976, WITHIN THE DISTRICT
OF COLUMBIA, IGNACIO NOVO, WHILE TESTIFYING BEFORE A
GRAND JURY OF THE UNITED STATES, DULY SWORN IN ON
OCTOBER 20, 1975, IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF COLUMBIA, AND HAVING TAKEN AN
OATH THAT HE WOULD TESTIFY TRULY, DID WILFULLY,
KNOWINGLY AND CONTRARY TO SUCH OATH, MAKE FALSE
MATERIAL DECLARATIONS AS HEREINAFTER SET FORTH.

2. AT THE TIME AND PLACE AFORESAID, THE GRAND JURY
WAS CONDUCTING AN INVESTIGATION TO DETERMINE WHAT
INDIVIDUALS, AT THAT TIME UNKNOWN TO THE GRAND JURY,
HAD KILLED ORLANDO LETELIER AND RONNI MOFFITT, IN
VIOLATION OF TITLE 18, UNITED STATES CODE, SECTION 1116
(MURDER OF FOREIGN OFFICIALS) AND TITLE 22, DISTRICT
OF COLUMBIA CODE, SECTION 2401 (FIRST DEGREE MURDER),
AND OTHER CRIMINAL STATUTES OF THE UNITED STATES.

3. IT WAS MATERIAL TO SAID INVESTIGATION TO ASCERTAIN
THE NATURE AND EXTENT OF ANY KNOWLEDGE OR INFORMATION
KNOWN TO IGNACIO NOVO CONCERNING THE INTELLIGENCE
AND SECRET POLICE AGENCY OF THE GOVERNMENT OF THE
REPUBLIC OF CHILE, KNOWN AS DINA.

A TRUE BILL:

FOREMAN.

ATTORNEY OF THE UNITED STATES IN AND FOR THE
DISTRICT OF COLUMBIA. END QUOTE. VANCE

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<< END OF DOCUMENT >>

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